

9-207A. Probable cause determination.

*[For use with District Court Rule 5-301 NMRA,
Magistrate Court Rule 6-203 NMRA,
Metropolitan Court Rule 7-203NMRA and
Municipal Court Rule 8-202 NMRA]*

STATE OF NEW MEXICO
[COUNTY OF _____]
[CITY OF _____]
_____ COURT

[STATE OF NEW MEXICO]
[COUNTY OF _____]
[CITY OF _____]

v.

No. _____

_____, Defendant

PROBABLE CAUSE DETERMINATION

*(For use only if the defendant
has been arrested without a warrant
and has not been released)*

Finding of Probable Cause

[] I find that there is a written showing of probable cause to believe that a crime has been committed and that the above named defendant committed it.

It is ordered that the defendant shall be released:

[] on personal recognizance.

[] on the conditions of release set forth in the release order.

Failure to Make Showing of Probable Cause

[] I find that probable cause has not been shown that a crime has been committed and that the above named defendant committed it.

It is therefore ordered that the complaint against the defendant be and the same is hereby dismissed without prejudice and the defendant be immediately discharged from custody.

Date

Judge

Unless the defendant has been released on personal recognizance, the amount of bail set and any conditions of release prescribed by a designee must also be reviewed.

This form is not necessary if the finding of probable cause is endorsed by the judge on the criminal complaint or on a statement of probable cause.

[Approved effective September 1, 1990.]